

REMARKS

This paper responds to the Office Action mailed on July 12, 2004. Claims 1-20 are canceled, and claims 21-32 are added; as a result, claims 21-32 are now pending in this application.

Allowable Subject Matter

Claims 15, 18, and 19 were indicated to be allowable if rewritten to overcome the rejection(s) under 35 USC § 112 set forth in the Office Action and to include all of the limitations of the base claim and any intervening claims.

Examiner Interview

Applicant's attorney, Andrew Peret, would like to thank Examiner Flanigan for his courtesy during the telephone interview held on September 9, 2004. Examiner Flanigan and Applicant's attorney discussed the pending Office Action. Examiner Flanigan indicated that the claims as amended herein are allowable and adequately supported by the specification and drawings.

Claim Objections

Claims 12 and 17 were objected to because there is no explicit antecedent basis for "the longitudinal axis of the heat sink." Applicant has cancelled claims 12 and 17 such that this objection is now moot.

§112 Rejection of the Claims

Claims 14, 15, 18, and 19 were rejected under 35 USC § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Applicant has cancelled claims 14, 15, 18, and 19 such that this rejection is now moot.

§102 Rejections of the Claims

Claims 1-11 were rejected under 35 USC § 102(b) as being anticipated by Ritz (U.S. 3,030,292). Applicant has cancelled claims 1-11 such that this rejection is now moot.

Claim 12 was rejected under 35 USC § 102(b) as being anticipated by European Published Patent Application EP-883,179-A2. Applicant has cancelled claim 12 such that this rejection is now moot.

§103 Rejection of the Claims

Claims 13, 14, 16, 17, and 20 were rejected under 35 USC § 103(a) as being unpatentable over EP-883,179-A2. Applicant has cancelled claim 13, 14, 16, 17, and 20 such that this rejection is now moot.

Reservation of Right to file Continuation Application

Applicant respectfully traverses the pending objection and the pending 35 USC § 112, 102 & 103 rejections. Applicant reserves the right to file a continuation application relating to any of the original and/or canceled claims at a later date. Applicant also respectfully reserves the right to traverse any statements in the Office Action relating to the rejections (e.g., under MPEP 2144.04 among other things). Applicant is expressly not admitting to any assertions made in the Office Action.

AMENDMENT UNDER 37 C.F.R. 1.116 – EXPEDITED PROCEDURE

Serial Number: 10/608,056

Filing Date: June 27, 2003

Title: RADIAL HEAT SINK WITH HELICAL SHAPED FINS

Assignee: Intel Corporation

Page 7

Dkt: 884.952US1 (INTEL)

Conclusion

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney Andrew Peret at 262-646-7009, or the below-signed attorney at (612) 349-9592, to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

KAZIMIERZ L. KOZYRA ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

Attorneys for Intel Corporation

P.O. Box 2938

Minneapolis, Minnesota 55402

(612) 349-9592

Date

Sept. 13, 2004

By

Ann M. McCrackin

Ann M. McCrackin

Reg. No. 42,858

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 13 day of September, 2004.

Chris Hammond

Name

Chris Hammond

Signature